

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

MICHAEL T. MCRAITH, <i>et al.</i> ,	)	
	)	
Appellant,	)	
	)	
v.	)	Case No. 07 C 7127
	)	
FRANCES GECKER, not individually	)	Honorable John F. Grady
but as Chapter 11 Trustee of the estate of	)	Magistrate Judge Nan R. Nolan
Automotive Professionals, Inc.,	)	
	)	On Appeal of Honorable Carol A. Doyle
Appellee.	)	in Bankruptcy Case No. 07 B 06720

**DIRECTOR OF INSURANCE MOTION FOR  
EXTENSION OF TIME TO FILE BRIEF**

PEOPLE OF THE STATE OF ILLINOIS *ex rel.*, MICHAEL T. MCRAITH, Director of Insurance of the State of Illinois and in his capacity as statutory and court affirmed conservator of Automotive Professionals, Inc., appointed as overseer director, hereby moves this Honorable Court pursuant to Rule of Bankruptcy Procedure 8009, 8011 and FRCP 6(b) for an extension of time within which to file Appellant's brief. In support whereof movant states as follows:

1. That the order which is the subject of this appeal is dated December 19, 2007 and entered December 21, 2007. Under Bankruptcy Rule of Procedure, the Appellant's brief is due 15 days from the date of entry of the order.
2. The Assistant Attorney General responsible for the preparation and filing of the Appellant's brief, Carl Elitz, has attached an affidavit attesting to the existing Appellate commitments required in the next several weeks.
3. That the Director of Insurance seeks additional time within which to file the Appellant's brief in this matter.

4. That the request is not for purpose of delay but for the presentation of the legal arguments which require at least 28 additional days.

5. The Director does not believe unfair prejudice would result by a short extension of the brief due date in this matter.

6. The attached affidavit is not presented for purposes of delay.

**WHEREFORE** the Director of Insurance, Michael T. McRaith, moves this Honorable Court for an order granting an extension time within which to file the Appellant's brief and for other relief the Court deems equitable and just.

Respectfully submitted,

LISA MADIGAN  
ATTORNEY GENERAL  
STATE OF ILLINOIS

By: /s/Ronald A. Rascia  
RONALD A. RASCIA  
CARL ELITZ  
Assistant Attorneys General  
Office of the Attorney General  
100 W. Randolph St., 13<sup>th</sup> Flr.  
Chicago, Illinois 60601  
(312) 814-3647/814-2109